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PATENT, TRADEMARK AND COPYRIGHT LAW

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FACSIMILE TRANSMISSION COVER SHEETTO: Examiner Truong FROM: Shlesinger + Fitzsimmons <sup>2875</sup>DATE: 4/5/02 PHONE: 585-325-4618NUMBER OF PAGES: Cover + 2

CLIENT: \_\_\_\_\_

RE: \_\_\_\_\_

COMMENTS: Please acknowledge receipt of thisfax - Thank you -Have Date**RECEIVED**

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April 4, 2002

Commissioner of Patents and Trademarks  
Washington, D. C. 20231

Re: Bloch et al. U.S. Patent Application Serial No.  
09/892,860 For Variable F/Number Substage, Etc.

Sir:

Per a telephone call with Examiner Truong today, we advised us that our facsimile response of October 26, 2001 in the above-noted case was not received in the Patent Office or was apparently lost. We are refaxing today a copy of this response together with this letter requesting that no late fee be charged to our account since we did in fact respond to the Office Action of September 28 in a timely fashion as noted by our Certificate of Transmission dated October 26, 2001.

If you have any further questions regarding this case please telephone the undersigned attorney at Rochester, New York, Area Code 585-325-4618.

Yours very truly,

SHLESINGER, FITZSIMMONS &amp; SHLESINGER

By:

*Philip K. Fitzsimmons*  
*Per KPH*

PKF:kh

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PATENT APPLICATIONIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Stephanie M. Bloch et al.  
Serial No. 09/892,860  
Filed: October 23, 2000  
For: Variable F/Number Substage Illuminator  
For Multiple Magnification, Etc.

GAU: 2875  
Exm: B. Truong  
Rochester, New York  
October 26, 2001

BOX NON-FEE AMENDMENT  
Commissioner For Patents  
Washington, D. C. 20231

Sir:

In the matter of the above entitled application, and in further response to the Office Action of September 28, 2001, applicants elect for further prosecution in this case the species of Figs. 1 and 2 in the event that no further claims are found to be allowable in this application. Claims 1, 2 to 4, 7, 8, 10-13, 15, 16 and 18-20 read on the elected species.

Respectfully submitted,

STEPHANIE M. BLOCH And  
ALBERT G. CHOATE

By:   
Attorney

CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to No. 703-308-7722 at the U.S. Patent and Trademark Office on October 26, 2001.

By:   
Philip K. Fitzsimmons

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